#### THE METROPOLITAN DISTRICT COMMISSION

231 Brainard Road Hartford, Connecticut 06103 Monday, June 1, 2015

**Present:** Commissioners Andrew Adil, Luis Caban, Daniel Camilliere, Mary Anne

Charron, Donald M. Currey, William A. DiBella, Janice Flemming, Allen Hoffman, Sandra Johnson, Joseph Klett, Joseph H. Kronen, Alphonse Marotta, Mark A. Pappa, J. Lawrence Price, Kennard Ray, Hector Rivera, Pasquale J. Salemi, Raymond Sweezy, Alvin E. Taylor and

Richard W. Vicino (20)

**Absent:** Commissioners Timothy Curtis, Matthew B. Galligan, Michael W.

Gerhart, Jean Holloway, William P. Horan, Kathleen J. Kowalyshyn, Maureen Magnan, Thea Montanez, James S. Needham, Albert F. Reichin, Helene Shay, Michael Solomonides, Michael A. Toppi, and

Special Representative Michael Carrier (14)

Also

**Present:** Scott Jellison, Chief Executive Officer

John M. Zinzarella, Deputy Chief Executive Officer, Business Services

R. Bartley Halloran, District Counsel

John S. Mirtle, District Clerk

Erin Ryan, Director of Human Resources Gerald J. Lukowski, Director of Operations Kelly Shane, Director of Procurement

Stanley Pokora, Manager of Treasury

Kerry E. Martin, Assistant to the Chief Executive Officer

Cynthia A. Nadolny, Executive Assistant

James Masse, Network Analyst

#### **CALL TO ORDER**

The meeting was called to order by Chairman DiBella at 5:42 PM

#### **ROLL CALL AND QUORUM**

The District Clerk called the roll and informed Chairman DiBella that a quorum of the Commission was present, and the meeting was declared a legal meeting of the District Board of The Metropolitan District of Hartford County, Connecticut.

#### PLEDGE OF ALLEGIANCE

Those in attendance stood and recited the Pledge of Allegiance.

#### Commissioner Adil entered the meeting at 5:43 PM.

#### **APPROVAL OF MINUTES**

On motion made by Commissioner Currey and duly seconded, the meeting minutes of May 4, 2015 were approved.

Commissioner Price abstained.

Commissioner Ray entered the meeting at 5:48 PM.

Without objection, Agenda Items 6 "Report from District Chairman" and 7 "Report from Chief Executive Officer" were postponed until the end of the meeting.

#### HARTFORD DIKE PRESENTATION FROM GEI

Fred Johnson and John McGrane from GEI gave a presentation on the Hartford Dikes to The District Board.

Commissioner Charron left the meeting at 6:29 PM.

Without objection, Agenda Items 9A "2015 Operating Budget Transfer"; 9B "Issuance of \$25,000,000 in General Obligation Bond Anticipation Notes" and 9C "Approval for State of Connecticut Financing — CWF 657-C" were consolidated and considered together.

#### BOARD OF FINANCE 2015 OPERATING BUDGET TRANSFER

To: District Board June 1, 2015

From: Board of Finance

The 2015 Metropolitan District operating budget is experiencing a deficit in the Water Pollution Control and Special Program budgets. The WPC deficit is the result of the use of additional chemicals required for sludge settling activity. The Special Program budget deficit is due to the Districts portion of increased construction associated with Mattabassett District.

#### **CERTIFICATIONS:**

In accordance with Section 3-8 of the Charter of The Metropolitan District, I hereby certify that there exists free from encumbrances, in the following appropriation, the amounts listed:

Damanton and 004	General	Water	Total
Department 801 – Contingencies	<u>\$622,000.00</u>	\$831,200.00	\$1,453,200.00
Total	<b>\$622,000.00</b>	\$831,200.00	\$1,453,200.00

John M. Zinzarella Chief Financial Officer

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At a meeting of the Board of Finance held on June 1, 2015, it was:

Voted: That the Board of Finance recommends to the District Board passage of

the following resolution:

Resolved: That transfers within the 2015 Budget Appropriations be approved as

follows:

From:	General	Water	Total
Department 801 –			
Contingencies	\$212,500.00	\$-0-	\$212,500.00
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Total	\$212,500.00	\$-0-	\$212,500.00
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То:	General	Water	Total
Department-402 Water Pollution Control	\$60,000.00	\$-0-	\$60,000.00
Department-741 Special Agreements & Programs	<u>152,500.00</u>	<u>-0-</u>	<u>152,500.00</u>
Total	\$212.500.00	\$-0-	\$212.500.00

Respectfully submitted,

John S. Mirtle, Esq. District Clerk

### BOARD OF FINANCE DEBT ISSUANCE RESOLUTION FOR BANS

From: Board of Finance

To: District Board June 1, 2015

Staff is seeking authority for the District to issue up to \$25,000,000 in bond anticipation notes that will provide new money for CIP projects. Series C bond anticipation notes will be dated on or about July 28, 2015 and will mature on March 18, 2016. All of the bond anticipation notes bear interest payable at maturity and will be issued in fully registered form.

Bond counsel prepared the following resolution for consideration by the Board of Finance:

At a meeting of the Board of Finance held on June 1, 2015, it was:

**Voted:** That the Board of Finance recommends to the District Board passage of the following resolution:

RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF NOT EXCEEDING \$25,000,000 GENERAL OBLIGATION BOND ANTICIPATION NOTES OF THE METROPOLITAN DISTRICT

Not exceeding \$25,000,000 Metropolitan District General Obligation Bond Anticipation Notes, Series C (the "Notes") are hereby authorized to be issued in anticipation of the issuance of bonds to fund such portion of the authorized and unissued balances of the capital appropriations contained in certain bond resolutions adopted to finance capital budget items enacted by the District Board in the years and in the amounts set forth on Exhibit A hereto attached. Proceeds of the Notes shall be used on a first-spent basis to temporarily finance the expenditures for any of the purposes or projects set forth on Exhibit A and for any supplemental purposes or projects the Board of Finance and the District Board may from the date hereof authorize to be financed by the issuance of bonds. The Notes shall be dated on or about July 28, 2015, and shall mature on March 18, 2016, bear interest payable at maturity and be issued in fully registered form. The Notes shall be payable at and certified by U.S. Bank National Association, which bank shall also serve as registrar and transfer agent for the Notes. The Notes shall be sold by the District Treasurer, or in his absence, the Deputy Treasurer, in a competitive offering and shall be awarded to the bidder or bidders offering to purchase the Notes at the lowest net interest cost to the District, and in no case for a sum less than par and accrued interest to the date of delivery or shall be sold in a negotiated offering, in the discretion of the Treasurer or, in his absence, the Deputy Treasurer. The District Treasurer, or in his absence the Deputy

Treasurer, is hereby delegated the authority to determine the rate or rates of interest on the Notes, and to deliver the Notes to the purchaser or purchasers thereof in accordance with this resolution. The Chairman, or in his absence, the Vice Chairman, and the District Treasurer, or in his absence, the Deputy Treasurer, are authorized to execute and deliver a Tax Regulatory Agreement and, in the case of a negotiated sale, a Note Purchase Agreement for the Notes on behalf of the District in such forms as they shall deem necessary and appropriate, and to rebate to the Federal government such amounts as may be required pursuant to the Tax Regulatory Agreement for the purpose of complying with the requirements of the Internal Revenue Code of 1986, as amended. The Chairman, or in his absence, the Vice Chairman, and the District Treasurer, or in his absence, the Deputy Treasurer, are authorized to execute and deliver a Continuing Disclosure Agreement and any and all agreements and documents necessary to effect the issuance and sale of the Notes in accordance with the terms of this resolution.

Respectfully submitted,

John S. Mirtle, Esq. District Clerk

#### July 2015 Notes Series C Exhibit A

July 2015 Series A Notes	
CIP Appropriation	Issue Amount
2006 CSO Abatement Program	35.000
2006 Sanitary Sewer Overflow - Engineering Design/Study	117,000
2006 Sanitary Sewer Overflow (SSO) - Rocky Hill	30,000
2006 Sanitary Sewer Overflow (SSO) - West Hartford	4,000
2006 Sanitary Sewer Overflow (SSO) - Wethersfield	6,000
2007 Wastewater Treatment Facility Improvements	56,000
2007 Wastewater Treatment Facility Security and Communication Improvements	4,000
2008 Capacity Management Operation & Maintenance Compliance	8,000
2008 Capacity Management Operation & Maintenance Compliance	50,000
2008 Facility and Building Improvements	7,000
2008 General Purpose Sewer	6,000
2008 General Purpose Sewer	14,000
2008 Improvements to SCADA	321,000
2008 Water Supply Facility Improvements	12,000
2008 WPC Infrastructure Replacements and Improvements	33,000
2009 Capacity Management Operation & Maintenance Compliance Capital Equipment and Staffing	32,000
2009 Farmington Water Main Installation, West Hartford	14,000
2009 General Purpose Sewer	3,000
2009 Hartford Odor Control Construction	21,000
2009 Water Main - Farmington Avenue, Hartford	13,000
2009 Water Pollution Control Infrastructure Replacements and Improvements	55,000
2010 CMMS-Phase II	46,000
2010 CWP Water Main Replacement - Wethersfield Ave # 3	4,000
2010 Dam Safety Improvements - Res #2	4,000
2010 Dam Safety Improvements - Res #3	42,000
2010 Facility & Equipment Improvements Program	144,000
2010 General Purpose Sewer	52,000
2010 Hydraulic Computer Modeling	178,000
2010 Information Systems Improvements #1	14,000
2010 Sewer Study - Dividend Brook, Rocky Hill 2010 Vehicle and Equipment Replacement Program	52,000
2010 Water Facilities Security & Improvement Program	406,000
2010 Water Pacifiles Security & Improvement Program 2010 Water Main Replacement - Bloomfield	58,000
2010 Water Main Replacement - Hartford	10,000 83,000
2010 Water Main Replacement - Wethersfield	60,000
2010 WPC EHWPCF Screen & Grit Replacement Program	533.000
2010 WPC Electrical Systems Modernization Program	86,000
2010 WPC Renewal & Replacements Program	193,000
2011 Capacity Management Operation & Maintenance (CMOM) - Compliance	404,000
2011 CWP - Water Main Replacements	127,000
2011 Design of Water Main Replacements	25,000
2011 Facility & Equipment Improvements	14,000
2011 General Purpose Sewer	80,000
2011 General Purpose Sewer	50,000
2011 Sewer Pump Station Improvement Program Ph. II	44,000
2011 Sewer Pump Station Rehabilitation	62,000
2011 Water Main Replacement - Hamilton Street and Park Terrace, Hartford, Phase II	11,000
2011 Water Main Replacement - Hartford	22,000
2011 Water Main Replacement - Longview Drive, Talcottview and Pheasant Lane, Bloomfield	7,000
2011 Water Main Replacement - Simmons Road, East Hartford	22,000
2011 Water Pump Station Improvements	79,000

2011 WPC Electronic Development	247,000
2011 WPC Equipment & Facility Refurbishment	48,000
2011 WPC Renewal & Replacements	125.000
2012 Asset Management Construction Administration	11,000
2012 Backwater Valve Program	41,000
2012 CWP Water Main Replacement-South Maple Ave Area West, Hartford	551,000
2012 Facility Improvement Program	42,000
2012 Fleet Replacement	278,000
2012 General Purpose Sewer	247,000
2012 Headquarters Parking Garage Renovations	147,000
2012 Information Technology Security Improvements	148,000
2012 Paving Program	63,000
2012 Pump Station Upgrades - Fishfry Street, Hartford	42,000
2012 Sanitary Sewer Replacements District-Wide	152,000
2012 Sewer Gate Replacement Program District-wide	5,000
2012 Sewer Pump Station Upgrades - Mohawk Drive East Hartford	107,000
2012 Sewer Pump Station Upgrades - Ridge Street, Windsor	44,000
2012 Sewer Replacement - Woodland Avenue and Peters Road, Bloomfield	6,000
2012 Water Main Replacement - Retreat Avenue, Hartford	445,000
2012 Water Main Replacement-Farmington Avenue, Hartford	88,000
2012 Water Storage Basin Upgrades	16,000
2012 WPC Equipment & Facilities Refurbishment	93,000
2012 WPC Renewal and Replacements	639,000
2013 Asset Management Water Main Replacement	223,000
2013 Bloomfield Water Treatment Facility Filtered Water Basin Improvements	538,000
2013 Buckingham Water Pump Station, Glastonbury	119,000
2013 Communications Systems Upgrades	6,000
2013 CWP-Water Main Replacement Church Street, Hartford	31,000
2013 CWP-Water Main Replacement Portions of Church Street, Hartford	6,000
2013 Facilities Improvement Program	212,000
2013 Fleet Replacement	251,000
2013 General Purpose Sewer	31,000
2013 General Purpose Water	136,000
2013 HWPCF Cake Storage & Gravity Thickener System	24,000
2013 Information Technology - Applications	202,000
2013 Information Technology- Hardware	1,072,000
2013 Information Technology-SAP/Oracle	755,000
2013 Land Improvements	94,000
2013 Newington PRV Service Area Upgrades	18,000
2013 Paving Program	10,000
2013 Pump Station Upgrades – Brookside Street, Newington	3,000
2013 Pump Station Upgrades – Chateau Woods/High Path Road, Windsor	18,000
2013 Pump Station Upgrades - Harvest Lane, Windsor	18,000
2013 Pump Station Upgrades – Meadow Street, Newington	22,000
2013 Pump Station Upgrades – Mohawk Drive, East Hartford	25,000
2013 Pump Station Upgrades – Motts - Wethersfield	19,000
2013 Radio Frequency Automated Meter Reading	470,000
2013 Rocky Hill Interceptor – Relief Sewer/Capacity Improvements	130,000
2013 Sewer Pump Station Upgrades – Ridge Street, Windsor	27,000
2013 Sewer Replacement – Oakwood Ave, West Hartford	35,000
2013 Sewer Replacement - Pheasant Lane, Bloomfield	20,000
2013 Sewer Replacement/Repairs – 388-390 Farmington Ave. Hartford	26,000
2013 Water Main Replacement Center Street, Hartford	42,000
2013 Water Main Replacement Franklin 13	283,000
2013 Water Main Replacement Jerome Avenue, Bloomfield	324,000

## APPROVAL FOR STATE OF CONNECTICUT FINANCING CWF NO. 657-C

To: Board of Finance for consideration on June 1, 2015

Staff seeks approval from your Board to execute and deliver the Interim Funding Obligation and/or Project Loan Obligation to the State of Connecticut for CWF No. 657-C having a principal amount of \$147,992,729.44 and having an interest rate of 2.00%.

The low interest loan and grant will fund the construction of new headworks, dual use primary clarifiers, wet weather treatment disinfectant and odor control at the

Hartford wastewater treatment plant and the construction of modifications and upgrades to the Rocky Hill wastewater treatment plant, including modifications to the biological nutrient removal system for effluent nitrogen reduction, modifications to various parts of the plant for increased hydraulic capacity and upgrades to various parts of the plant which are nearing the end of their respective useful lives.

The State of Connecticut, through the Clean Water Fund Program, will provide \$219,408,066.60 in state funding with approximately \$71,415,337.16 in grants and \$147,992,729.44 in low interest loans at 2.00% to fund the expenses associated with this agreement.

Bond Counsel prepared the following resolution for your approval.

At a meeting of the Board of Finance held on June 1, 2015, it was:

VOTED: That the Board of Finance recommends to the District Board passage of the following resolution:

#### RESOLVED:

Section 1. The Chairman and the District Treasurer or Deputy Treasurer are authorized to execute and deliver the Project Loan and Project Grant Agreement CWF No. 652-C to be entered into with the State of Connecticut (the "Agreement") and any and all Interim Funding Obligations and Project Loan Obligations for CWF No. 657-C in the aggregate amount not to exceed \$147,992,729.44. Such Interim Funding Obligations shall be dated as of their date of issue, shall mature within six months of the Scheduled Completion Date, shall bear interest at the rate of two percent (2.00%) per annum, shall be payable as to principal and interest as provided in the Agreement and, to the extent not paid prior to maturity from The Metropolitan District funds, may be renewed by the issuance of Interim Funding Obligations or Project Loan Obligations, all as provided in the Agreement. Capitalized terms used herein and not defined shall have the meanings ascribed to them in the Agreement.

Section 2. The Project Loan Obligations shall be dated as of their date of issue, shall mature no later than twenty years from the Scheduled Completion Date, shall bear interest at the rate of two percent (2.00%) per annum and shall be payable as to principal and interest as provided in the Agreement.

Respectfully Submitted,

John S. Mirtle, Esq. District Clerk

On motion made by Commissioner Sweezy and duly seconded, the reports for resolutions 9A "2015 Operating Budget Transfer"; 9B "Issuance of \$25,000,000 in General Obligation Bond Anticipation

Notes" and 9C "Approval for State of Connecticut Financing – CWF 657-C" were received and the resolutions adopted by unanimous

# BUREAU OF PUBLIC WORKS PURCHASE OF REAL PROPERTY AND IMPROVEMENTS AT 800 MAPLE AVENUE IN HARTFORD

To: District Board June 1, 2015

From: Bureau of Public Works

vote of those present.

At a meeting of the Bureau of Public Works on June 1, 2015, the Bureau of Public Works recommended approval of the following resolution:

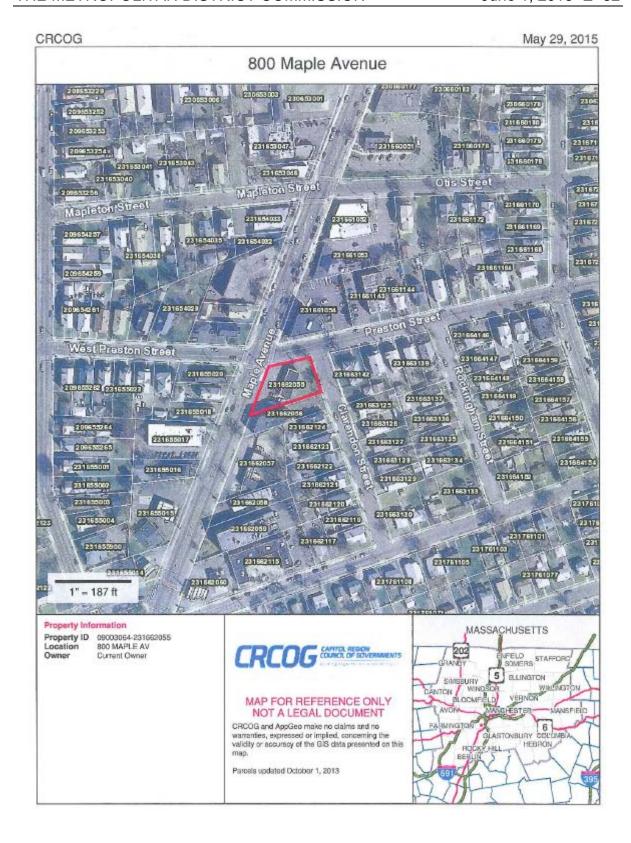
**Be It Resolved** that the Board of Commissioners of the Metropolitan District hereby authorizes its Chief Executive Officer, or his designee, enter into and complete the purchase and sale agreement with Paul N. Phenix, Jr. for the purchase of property located at 800 Maple Avenue, Hartford, Connecticut ("Property"), in furtherance of the Clean Water Project ("CWP");

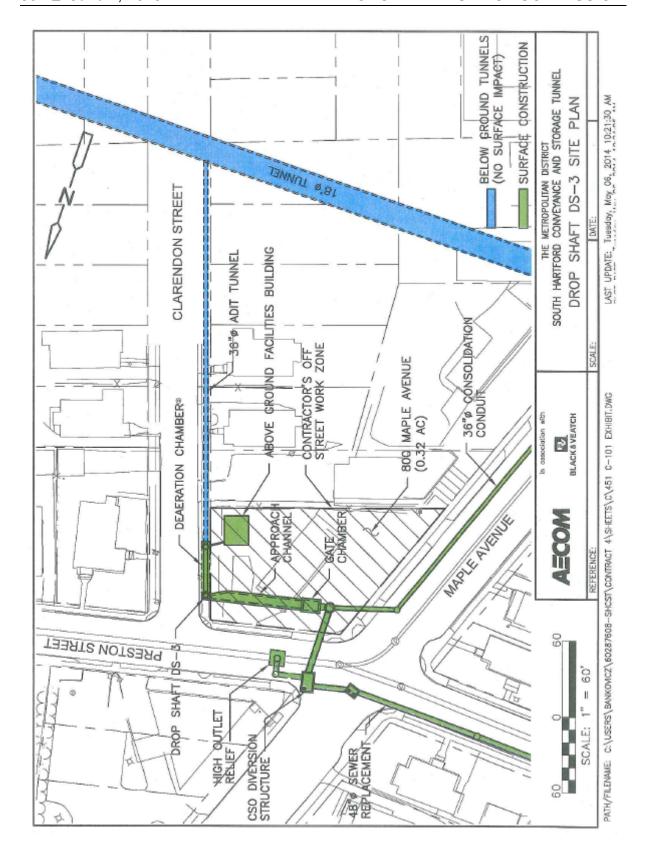
**Be It Further Resolved** that the purchase price shall be \$275,000, exclusive of costs for surveys, title insurance, and other customary costs of closing, said funds being part of the authorized expenditure for the acquisition of those properties necessary in connection with the CWP; and

**Be It Further Resolved** that the Chief Executive Officer, or his designee, is authorized to execute any and all documents reasonably and customarily necessary to effect the purchase of the Property by the MDC.

Respectfully submitted,

John S. Mirtle, Esq. District Clerk







On motion made by Commissioner Vicino and duly seconded, the report was received and the resolution adopted by unanimous vote of those present.

# BUREAU OF PUBLIC WORKS ENCROACHMENT AGREEMENT HARTFORD HOSPITAL CENTER FOR EDUCATION, SIMULATION AND INNOVATION (CESI), HARTFORD

To: District Board June 1, 2015

From: Bureau of Public Works

Hartford Hospital ("Owner"), in a letter dated February 16, 2015, from Kevin Markowski, has requested permission from The Metropolitan District ("MDC" or "District") to permanently encroach upon an existing 20-foot combined sewer easement located across private lands between Jefferson Street and Park Street in Hartford to construct, maintain and repair an overhead building in conjunction with the proposed Hartford Hospital Center for Education, Simulation and Innovation (CESI) Expansion construction project.

The proposed work entails construction of a new building with an overhead component (New Encroachment). The permanent encroachment is part of the building expansion over the existing easement between 22 Jefferson Street and 560 Hudson Street in Hartford. The new building expansion will traverse the easement maintaining a 20' minimum vertical ground to building clearance, as shown on the accompanying map (the "Overhead Building").

MDC staff has concluded that the encroachment is minimal and that there will be no detriment to the combined sewer infrastructure as a result.

Owner has agreed to the following conditions in order to satisfy the District's concerns for protection of the existing 18-inch C905 PVC combined sewer located within the subject parcel and to maintain MDC's accessibility along the length of MDC's combined sewer easement:

- 1. Care must be taken during any construction, maintenance or repair of the Overhead Building not to disturb the existing combined sewer main. All heavy construction equipment must be located outside of the limits of the combined sewer easement. Any earth moving equipment that will be utilized on the site over and adjacent to the combined sewer main shall be reviewed and approved by District staff prior to mobilization to the site. Any damage to the existing combined sewer caused by any construction, maintenance or repair of the building expansion over the existing easement shall be the responsibility of Owner.
- 2. A minimum 20' unobstructed vertical clearance shall be maintained between the ground surface and the underside of the Overhead Building and no permanent structures will be allowed underground within the District's combined sewer easement.
- 3. The District shall not be held liable for any damage caused to any utility located within or adjacent to the combined sewer easement or other permanent structures immediately overhead or adjacent to the District's combined sewer easement in the event of an emergency sewer repair. The District will make every effort feasible to minimize damage to these utilities and overhead and adjacent permanent structures; however the cost for repairs to such utilities and permanent structures shall be the responsibility of the Owner.
- 4. The District reserves the right to remove structures found underground or in the minimum 20' unobstructed vertical clearance within the combined sewer easement at any time if so required for maintenance or repair of the combined sewer main. Owner shall bear any maintenance, repair or removal costs necessitated by the presence of such structures.
- 5. An MDC inspector must be on the job site whenever work is being performed by or on behalf of Owner within the combined sewer easement,

at the expense of Owner. Such work shall conform to District standards and 48-hours advance notice must be given to the District prior to commencing any work within the combined sewer easement.

Staff has reviewed this request and considers it feasible.

A formal encroachment agreement shall be executed between Owner and the District, consistent with current practice involving similar requests.

At a meeting of the Bureau of Public Works held on June 1, 2015, it was:

VOTED: That the Bureau of Public Works recommends to the District Board passage of the following resolution:

RESOLVED: That the Chairman or Vice Chairman of the District Board be authorized to execute an agreement, subject to approval of form and content by District Counsel, granting permission to Hartford Hospital to encroach upon an existing 20-foot combined sewer easement between Jefferson Street and Park Street in private lands, Hartford, in support of the planned construction of the Hartford Hospital Center for Education, Simulation and Innovation (CESI) Expansion as shown on plans submitted by Close, Jensen & Miller, P. C., dated April 2, 2015 revised to April 24, 2015, provided that the District shall not be held liable for any costs or damages of any kind which may result during the initial construction of the overhead building or in the following years with respect to any subsequent construction, maintenance or repair of such building as a result of such encroachment.

Respectfully submitted, John S. Mirtle, Esq. District Clerk

Commissioner Adil identified a conflict of interest on this agenda item and exited the meeting during discussion and abstained from voting.

On motion made by Commissioner Sweezy and duly seconded, the report, as amended by The Bureau of Public Works, was received and the resolution adopted by unanimous vote of those present.

# BUREAU OF PUBLIC WORKS ACCEPTANCE OF SEWERS BUILT BY DEVELOPER'S PERMIT-AGREEMENT

To: District Board June 1, 2015

From: Bureau of Public Works

The sewers outlined in the following resolution have been constructed under Developer's Permit-Agreement in accordance with the plans, specifications and standards of the District, and the Director of Engineering has certified to all of the foregoing.

At a meeting of the Bureau of Public Works held on June 1, 2015, it was:

**Voted:** That the Bureau of Public Works recommends to the District Board

passage of the following resolution:

Resolved: That, in accordance with Section S8g of the District Ordinances, the

following is incorporated into the sewer system of The Metropolitan

District as of the date of passage of this resolution:

Sewers In	Built By	Completion <u>Date</u>
Newington Avenue Reconstruction (New Britain Avenue and Newington Avenue)  DVS 0000916	Developer: City of Hartford  Contractor: Empire Paving	September 1, 2008
Weston Street/West Service Road (From Weston Street East to Service Road [West Branch])	Developer: City of Hartford DPW  Contractor: Dufford Construction	June 11, 2003
Walden Woods (Last Leaf Circle, Rhodora Terrace and Scarlet Lane E/O Walden) DVS 0000885	Developer: CT Windsor Developers LLC Contractor: Herb Holden Trucking Inc	July 29, 2005
Walden Woods North (Marple Faun Lane, Dunbar Drive & Haskins Road South of Walden Meadown Lane) DVS 0000890	Developer: CT Windsor Developers LLC Contractor: Herb Holden Trucking Inc	October 20, 2005
Morningside Harvest Village (Harvest Court off of Deming Street)  DVS NWT 06	Developer: JFC Endeavors  Contractor: Carrier Home Builders	November 9, 2013

Respectfully submitted,

John S. Mirtle, Esq. District Clerk

On motion made by Commissioner Camilliere and duly seconded, the report was received and the resolution adopted by unanimous vote of those present.

#### TRANSFER OF 348 TOLLAND STREET, EAST HARTFORD CONNECTICUT

No formal action was taken.

#### **REPORT FROM DISTRICT CHAIRMAN**

William DiBella, District Chairman presented a report to the District Board.

#### **REPORT FROM CEO**

Scott Jellison, Chief Executive Officer presented the monthly CEO Report.

#### **ADJOURNMENT**

The meeting was adjourned at 7:05 PM	1
ATTEST:	
John S. Mirtle, Esq. District Clerk	 Date of Approval